



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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7 UNITED STATES OF AMERICA,) Mag. Case No. '08 MJ 8213
8)
9 Plaintiff,) COMPLAINT FOR VIOLATION OF:
10)
11 v.) Title 8, U.S.C., Section 1326
12) Deported Alien Found In the United States
13 Enrique ORTUNO-Ortiz)
14)
15 Defendant.)

16 The undersigned complainant, being duly sworn, states:

17 On or about March 10, 2008, within the Southern District of California, defendant Enrique
18 ORTUNO-Ortiz, an alien, who previously had been excluded, deported, or removed from the United
19 States to Mexico was found in the United States, without the Attorney General of the United States
20 or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United
21 States code, section 202(3) and (4) , and 557), having expressly consented to the defendant's
22 reapplication for admission into the United States; in violation of Title 8, United States Code,
23 Section 1326.

24 And the complainant states that this complaint is based on the attached statement of facts,
25 which is incorporated herein by reference.

26 
27 Richard Ramirez
28 Senior Patrol Agent

29 SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 11th DAY OF
MARCH 2008.


PETER C. LEWIS
United States Magistrate Judge

1 UNITED STATES OF AMERICA

2 v.

3 Enrique ORTUNO-Ortiz

4 STATEMENT OF FACTS

5 The complainant states that this complaint is based upon the statements of the
6 apprehending Border Patrol Agent M. Bedolla, that Enrique ORTUNO-Ortiz, was found and
7 arrested on March 10, 2008 near Calexico, California.

8 On March 10, 2008, United States Border Patrol Agent (BPA) Bedolla encountered an
9 individual, later identified as Enrique ORTUNO-Ortiz, approximately 11 miles west of the
10 Calexico, California, West Port of Entry, walking northbound from the U.S. /Mexico
11 International Boundary.

12 Agent Bedolla approached ORTUNO and identified himself as a United States Border
13 Patrol Agent. Agent Bedolla questioned ORTUNO and determined he is a citizen of Mexico
14 illegally in the United States. ORTUNO was arrested and transported to the Imperial California
15 Border Patrol Station for processing

16 At the Station a records check revealed ORTUNO had been previously ordered removed
17 on May 27, 1997. Further record checks revealed ORTUNO has an extensive criminal history.
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